

Mar. 31, 1943 27th da

No. 14451 American Security Company of Kendallville
vs
John Kettlebar

Comes now the plaintiff, American Security Company of Kendallville, a corporation, and by Glenn E. Thrapp, its attorney, and comes now Barker and Rumbaugh and withdraw appearance for defendant, and it appearing to the satisfaction of the court, by the sheriff's return on the summons, issued in this cause which summons and the return of the sheriff indorsed thereon are in the words and figures following, to-wit: (here insert), that the defendant has been duly served with such summons more than ten days before the first day of present term of this court; and it further being made to appear to the court by the affidavit filed on behalf of said plaintiff showing that said defendant is not in the military service of the United States and which said affidavit is in the words and figures following, to-wit: (here insert), and said defendant failing to appear and answer the complaint herein, is now three times loudly called in open court, comes not, but herein wholly makes default.

And this cause is now submitted to the court for trial without the intervention of a jury upon the said complaint and the default of the defendant, and the evidence and argument of counsel being heard and the court fully advised in the premises, finds for the plaintiff that the allegations of its complaint are true and proven, and that there is due the plaintiff from the defendant, on the note sued on, the sum of \$149.00 dollars and 26 cents, without relief from valuation and appraisement laws, and that the mortgage made a part of the complaint ought to be foreclosed upon the goods and chattels therein described.

It is therefore, considered, adjudged and decreed by the court that the plaintiff recover from the defendant John Kettlebar, the sum of \$149 dollars and 26 cents, with interest at six per cent per annum, and its costs in this action taxed at dollars and cents, all without relief from valuation and appraisement laws.

It is further considered, adjudged and decreed by the court that the plaintiff's said mortgage be foreclosed and that the goods and property therein named and described as follows, to-wit: one 1938 DeSoto four door sedan automobile with Engine No. 85-7251, Serial Number 5603996 including spare wheel with tire, heater and all accessories, property of the defendant, usually kept at defendant's home 118 college., Elgonier, ~~Indiana~~ Indiana, or so much thereof as may be necessary for that purpose, be sold by the sheriff of said County of Noble, State of Indiana, as personal property is sold on execution, the sale to be without any relief from valuation or appraisement laws, and in the event said mortgage goods shall fail to sell for a sum sufficient to pay and satisfy said judgment, principal, interest and costs, the residue thereof remaining unpaid shall be levied on the other goods and chattels, lands and tenements of the defendant subject to execution and sale thereof shall be made without any relief from valuation or appraisement laws.

State of Indiana, Noble County, SS:

I, Porter R. Black, Clerk of the Noble Circuit Court of Noble County Indiana, do hereby certify that the attached and foregoing is a full, true and complete copy of the proceedings had and of the findings, judgments, decrees and orders of sale made, rendered and entered in and by said court in said cause on said 31st day of March, 1943, as the same appears of record in my office in the Court House at the town of Albion, in said County and State.

In Witness Whereof, I hereunto subscribe my name and hereto affix the seal of said court at my said office this 21st day of April, 1943

Porter R. Black

Clerk Noble Circuit Court

You are therefore commanded, after giving the notice required by law, to sell the said real estate in the foregoing judgment and decree described as therein directed and as provided by law, without relief from valuation and appraisement laws, and apply the proceeds arising therefrom as therein ordered, and that then of any other property of said defendant John Kettlebar, subject to execution, you levy, without relief from valuation and appraisement laws, any balance remaining unpaid of the judgments rendered against said defendants, together with interest and costs and have the same at my office to satisfy said judgment, interest and costs and return this writ with your proceedings endorsed thereon within one hundred and **eighty** days from this date.

In Witness Whereof, I hereunto subscribe my name and hereto affix the seal of said court at my office in the court house at the town of Albion, in said County and State, this 21st day of April, 1943.

Porter R. Black

Clerk Noble Circuit Court

In the Noble Circuit Court, March Term, 1943
No. 14451 American Security Company of Kendallville,

vs

John Kettlebar

Statement of costs

Clerk's Costs.....	\$10.00
Sheriff's fee.....	3.45
Docket fee	2.00
Total	<u>\$15.45</u>

State of Indiana, Noble County, SS:

I, Porter R. Black, Clerk of the Noble Circuit Court of Noble County in the State of Indiana, do hereby certify that the above and foregoing is a full, true and complete statement and list of all the accrued costs in the above entitled cause as the same appears of record in my office.

In Witness Whereof, I hereunto subscribe my name and hereto affix the seal of said Court, this 21st day of April, 1943.

Porter R. Black

Clerk Noble Circuit Court

This writ came to hand this 21st day of April 1943 and I served the same on the defendant John Kettlebar and made settlement as follows

Judgment	\$ 149.26
Int to date	.52
Costs to date	15.45
Sheriff costs	
Mileage	2.60
Service	.40
D & R	.20
	<u>\$ 168.43</u>

I return this writ this 29th day of April 1943 fully satisfied.

Marion G. Galloway
Sheriff Noble County Indiana

State of Indiana, Noble County, SS

In the Noble Circuit Court of Indiana

No. 1451 American Security Company of Kendallville
vs
John Kettlebar

The State of Indiana, to the Sheriff of Noble County, Greeting:

Be it remembered, that on the 31 day of March, 1943, the same being the 27th Judicial day of the March, 1943, term of the Noble Circuit Court of Indiana, held in the court house in the town of Albion, in said County and State, commencing on the first Monday of March, 1943, the Honorable Fred L. Bodenhafer, Judge of said Court presiding, the following proceedings were had and findings, judgments, decrees and orders of sale made, rendered by said court in the above and foregoing cause, to-wit:

No. 11,451
Ex. No. 3264
230.00
128.43
9167

American Security Co. of Kendallville
vs
John Kettlebar

Judg. vs deft for.....\$149.26
Int. to date..... .52
Costs to date..... 15.45
Total \$165.23
McNamee
260
40
300
Ed. 35 P.63 Ex.D.12 P.170
Jd.17 P.164 O.B. 75 P.562
9168.43

Glenn E. Thrapp, attorney

FILED
APR 29 1943
Porter R. Blunt
CLERK NOBLE CIRCUIT COURT